

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – M.A. & U.D. Department – Allegations of allowing unauthorized constructions with violations of Building Rules and Zoning Regulations, in certain areas of Hyderabad - Departmental action initiated against Sri K.Ashok Kumar, the then Section Officer, MCH., under Rule 20 of the Andhra Pradesh Civil Services (CC&A) Rules, 1991 – Further action dropped - Orders – Issued.

MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (Vig.III) DEPARTMENT

G.O.Rt.No. 1617

Dated: 11/12/2009

Read the following:

1. From the General Admn (V&E) Department, Appraisal Report in U.O.Note No.429/V&E/D1/98, Dated 03/06/1998.
2. Govt. D.O.Lr.No.21345/E1/2001-10, Dated : 07.01.2003.
3. From the Commissioner, MCH., Hyderabad, Charge Memo. No. 429/Vi/Vig.Admn/MCH/2001-181-33, Dt..22.12.2001.
4. G.O.Rt.No.925, MA & UD (E 1) Dept., Dated: 16.6.2005.
5. G.O.Rt.No.1088, MA & UD (Vig.III) Dept., Dated 27.9.2006.
6. From Sri K.Ashok Kumar, the then S.O., MCH presently Asst. City Planner (I/c) GHMC., Representation, Dt. 22.9.2009.

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ORDER:

In the U.O.Note 1st read above, the General Admn.(V&E) Department has furnished an Appraisal Report on the illegal/unauthorized constructions in Municipal Corporation of Hyderabad area and requested to take action against the officials responsible in allowing the said constructions.

2. In the reference 2nd read above, Government have requested the Commissioner, MCH to furnish the Charge Memos and Statements of Defence of the officials including Sri K.Ashok Kumar, the then S.O., MCH., who are responsible for the above said unauthorized constructions and who are under the disciplinary control of Commissioner, MCH for conducting common enquiry in the matter.

3. In the reference 3rd read above, the Commissioner, MCH has framed Charges against Sri K.Ashok Kumar, the then S.O.,MCH for allowing the constructions in violation of Building Rules and Zoning Regulations by the builders in the following premises:

- a) Premises No.8-2-334, Road No.5, Banjara Hills, Hyderabad.
- b) Premises No.12-2-784/1, Reti Bowli, Hyderabad.
- c) Premises in Survey No.384, Bharani Co-op. Housing Society, Gudimalkapur, Hyderabad.

4. In the reference 4th read above, Government have appointed Sri A.K.Sarma, I.A.S., & COI as Inquiring Authority to enquire into the matter. Subsequently, in the reference 5th read above, the inquiry has been re-assigned to Dr.Prasantha Mahapatra, IAS & COI to enquire into the matter.

5. In the reference 6th read above, Sri K.Ashok Kumar, the then Section Officer, MCH presently Assistant City Planner (I/c), GHMC has submitted a Representation to Government wherein he has stated that the charges for allowing unauthorized constructions in respect of (3) Premises i.e., (1) D.No.8-2-334, Road No.5, Banjara Hills, Hyderabad. (2)D.No.12-2-784/1, Reti Bowli, Hyderabad and (3) In Survey No.384, Bharani Co-op. Housing Society, Gudimalkapur, Hyderabad have been pending for a long period of time but for his no fault and because of these minor charges he has been deprived promotion for the next post. He has further submitted that the buildings permission was issued by the head office before he took charge as a Section Officer in Circle No.4 He has, therefore, requested to consider his Written Statement of Defense sympathetically keeping in view the circumstances and facts submitted by him and as he is not responsible for the unauthorized constructions with deviations in respect of above said (3) premises, as he did not work in the areas mentioned in the Charge Memo and to exonerate him from the charges leveled against him and drop further action in the matter.

(P.T.O.)

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6. Government, after careful examination of the entire matter, observe that permission for the buildings was issued by Head Office much before Sri K.Ashok Kumar took charge as Section Officer and he worked in that area for a short period of 8 months only. All the charges framed against him in respect of (3) Premises i.e., (1) D.No.8-2-334, Road No.5, Banjara Hills, Hyderabad. (2)D.No.12-2-784/1, Reti Bowli, Hyderabad and (3) In Survey No.384, Bharani Co-op. Housing Society, Gudimalkapur, Hyderabad, are interlinked and not related to his period and that he is not responsible for the unauthorized constructions as he did not work in that area. Hence, there is no negligence of duties on his part. In the light of the above, Government decided to exonerate Sri K.Ashok Kumar, the then Section Officer, MCH presently Assistant City Planner (I/c), Greater Hyderabad Municipal Corporation, from the charges and to drop further action against him in the matter.

7. Accordingly, Government hereby exonerates Sri K.Ashok Kumar, the then Section Officer, MCH presently Assistant City Planner (I/c), Greater Hyderabad Municipal Corporation from the charges in respect of (3) Premises i.e., (1) D.No.8-2-334, Road No.5, Banjara Hills, Hyderabad. (2)D.No.12-2-784/1, Reti Bowli, Hyderabad and (3) In Survey No.384, Bharani Co-op. Housing Society, Gudimalkapur, Hyderabad and drop further action against him, in the matter.

8. The Commissioner, Greater Hyderabad Municipal Corporation, shall take further necessary action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

PUSHPA SUBRAMANYAM
PRINCIPAL SECRETARY TO GOVERNMENT (I/c)

To

Sri K.Ashok Kumar, the then Section Officer, MCH presently Assistant City Planner (I/c), Greater Hyderabad Municipal Corporation, through the Commissioner, Greater Hyderabad Municipal Corporation, Hyderabad.

Copy to:

The Commissioner, Greater Hyderabad Municipal Corporation, Hyderabad.

The General Administration (V&E) Department.

SF/SCs.

//FORWARDED ::BY ORDER//

SECTION OFFICER